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**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division**

In Re:

CIRCUIT CITY STORES, INC., et al.,

Debtors.

Case No. 08-35653 (KRH)

Chapter 11

Jointly Administered

**NOTICE OF APPEARANCE AND REQUEST
FOR SERVICE OF NOTICES AND PLEADINGS**

PLEASE TAKE NOTICE that Apex Digital, Inc. hereby appears in this case by its counsel:

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- and -

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REQUEST IS HEREBY MADE that all notices given or required to be given in the above-captioned jointly-administered cases, and all papers served or required to be served in these cases, be given to and served upon the above-referenced counsel at the email addresses provided, as required by this Court's Local Rules.

PLEASE TAKE FURTHER NOTICE that this constitutes not only a request for service of the notices and papers referred to in the Bankruptcy Rules specified above, but also includes, without limitation, a request for service of all orders and notices of any application, motion, petition, pleading, request, complaint, or demand, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, courier service, hand delivery, telephone, facsimile transmission, telegraph, telex, electronic mail, or otherwise, that affects or seeks to affect in any way any rights or interests of any creditor or party in interest in these cases with respect to (a) the above-captioned debtors (the "Debtors"); (b) property of the Debtors' estates, or proceeds thereof, in which the Debtors may claim an interest; (c) property or proceeds thereof in possession, custody or control of others that the Debtors may seek to use; or (d) requires or seeks to require any act or other conduct by a party in interest.

PLEASE TAKE FURTHER NOTICE that neither this Notice of

Appearance and Request for Service of Notices and Pleadings nor any subsequent appearance, pleading, claim, or suit is intended or shall be deemed to waive Apex Digital, Inc.'s (i) right to have final orders in noncore matters entered only after *de novo* review by a higher court; (ii) right to trial by jury in any proceeding so triable in any case, controversy or adversary proceeding; (iii) right to have the reference withdrawn in any matter subject to mandatory or discretionary withdrawal; or (iv) other rights, claims, actions, defenses, setoffs, or recoupments to which Apex Digital, Inc. is or may be entitled under any agreement(s), in law, or in equity, all of which rights, claims, actions, setoffs, and recoupments are expressly reserved.

Dated: November 4, 2009

/s/ Joshua D. McKarcher

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CERTIFICATE OF SERVICE

I hereby certify that, pursuant to this Court's **Order Pursuant to Bankruptcy Code Sections 102 and 105, Bankruptcy Rules 2002 and 9007, and Local Bankruptcy Rules 2002-1 and 9013-1 Establishing Certain Notice, Case Management, and Administrative Procedures**, a true and exact copy of the foregoing Notice of Appearance and Request for Service of Notices and Pleadings was served on November 4, 2009 by electronic means on the "Core Group" and "2002 List" parties and through the ECF system, which in turn will generate an electronic notice of filing to all parties registered to receive electronic notice from the Court.

Dated: November 4, 2009

/s/ Joshua D. McKarcher

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